



Legally Speaking

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The Law Library will
be closed on Monday,
Feb 17th
in recognition of
Presidents' Day



Welcome to Our Newest Members!

Tim Eschbacher
Joseph E. Ezzie
Mark D. Frasure
Scott K. Junod
W. Scott Oelslager

*Have you applied for
membership?*

Complete a
membership
application at the law
library, or call us. We'll
FAX or email you one.
The first year of
membership is free!

Collaborative Lawyering

Lawyers that promise not to
litigate????

Collaborative lawyering has
been described as "representation
for settlement purposes only,"
"advocacy without litigation" ¹
and "ADR-on-steroids." ²

Actually it is a group of
lawyers who are dedicated to the
concept and have complete trust
in one another.

Minnesota attorney, Stu Webb,
developed this alternative
process for resolving family
issues in 1990 to give spouses a
way to end their marriages coop-
eratively, face-to-face, with the
help and guidance of attorneys,
but without going to court. He
has said, "Collaborative law is
the art and practice of settling
cases with legal counsel, but
without court intervention at any
stage." ³

Collaborative lawyering has
worked quite well in business and

family practice where it is
important for everyone using the
process to maintain a positive
relationship, either for the sake of
the children or for being able to
work together without friction. It
is really a win-win solution.

The key to making this work
is the signing of a Participation
Agreement which requires that all
included agree that if the
negotiations fail and litigation is
needed, the lawyers will conclude
their relationship with their clients
and each side will have to find
new counsel and begin the
process all over again. Because of
the cost and time involved, the
clients are motivated to settle, and
the lawyers will lose clients if the
negotiations fail.

There is a group of about 130
lawyers in the Cincinnati area
who have been practicing
collaborative lawyering since
1998.

Annual Meeting

The annual meeting of the
shareholders of the Stark County
Law Library Association will be
held on Tuesday, February 18th at
11:00 a.m., in the conference
room of the Stark County Law
Library.

During the annual meeting, the
shareholders will elect the board

of directors for the coming year.
All shareholders are invited to
attend.

If you are unable to attend,
please return to the
law library the
proxy you
received in
the mail.





“Legal Research At Low Prices”

If you haven't visited VersusLaw recently, you're in for a surprise. The legal research site recently launched a number of improved features, including a new three-tiered pricing plan, a new user interface, and a new, more powerful search engine. VersusLaw now offers a basic \$8.95/month plan that provides access to federal and state appellate opinions, a \$19.95/month plan that includes case law plus access to selected state source materials, an online CLE program, and more powerful search capabilities

(such as V. Cite, a citation search function), and a \$34.95/month plan that provides all of the above, plus access to additional federal specialty practice courts, and current versions of the U.S. Code and Code of Federal Regulations. The new, easy- to-use search engine includes the ability to save searches, enter default search preferences, edit queries on the fly, and use intra- and inter-document navigation. To learn more, visit <<http://www.versuslaw.com/>>. ⁴

Odds & Ends of Interest

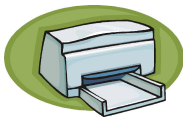
“No Privacy Issues Here, Nosiree”

The Kroger Co., the largest U.S. supermarket chain has introduced a new way to pay for your groceries in three of it's Texas stores -- “just sign up with a credit or debit card, and ... the next time you shop, you can just pay with your fingerprint.” ⁵



HP Cleaning

Hewlett Packard is offering a free cleaning kit for Deskjet 600 or Office Jet 500, 600, 700 series printers. Get yours at: <<http://hpcleankit.bgt.com/Cleankit.jsp?Lang=eng>>. ⁶



Google Browser Buttons

“Drag a special link onto your browser's links toolbar (IE) or personal toolbar (Netscape) and you can search Google simply by highlighting a word or phrase on any Web page and clicking on the link. No, really.

Say you are at a Web page that talks about Abraham Lincoln and that also mentions Lincoln's second inaugural address. Highlight the words "Lincoln's second inaugural" on that page, click on the special Google Search link on your toolbar... and Google will automatically run the search.

Just highlight and click.” ⁷

Footnotes

¹ Gamisa, Steven P. “Ohio Tests ‘Collaborative Lawyering’.” Chicago Daily Law Bulletin. Volume 148, No. 118.

² “About Collaborative Law.” Association of Collaborative Family Law Attorneys. 2002. Association of Collaborative Family Law Attorneys. 15 Jan 2003. <<http://nycollaborativelaw.com/about.html>>

³ “Collaborative Lawyering: A New Development in Conflict Resolution.” 17 Ohio State Journal on Dispute Resolution. 432.

⁴ “TechnoLawyer NewsWire.” 11 Dec 2002. (electronic newsletter) by Jennifer Pascoe. jenniferpascoe@earthlink.net to subscribe <<http://www.technolawyer.com>>. (14 Jan 2003) (copy on file with author).

⁵ “Kroger Lets Shoppers Pay Via Fingerprint.” Yahoo! News. 24 Dec 2002. Reuters Limited. 2 Jan 2003. <http://story.news.yahoo.com/news?tmpl=story2&cid=581&u=/nm/20021224/tc_nm/retail_kroger_fingerprint_dc&printer=1>.

⁶ “Neat Net Tricks Standard Issue #141. 14 Jan 2003 (electronic newsletter) to subscribe <<http://www.neatnettricks.com/>>. (15 Jan 2003) (copy on file with author).

⁷ “Tourbus Volume 8, Number 35 14 Jan 2003.” (electronic newsletter) by Bob Rankin. bob@RANKIN.ORG, to subscribe <<http://www.TOURBUS.com>>. (15 Jan 2003) (copy on file with author)



All of the following cited publications are available in print at the law library.

CIVIL RIGHTS

"Have the Rehnquist Court's Federalism Decisions Increased Liberty?" Human Rights, Fall 2002, at 3.

"International Child Rights at Home & Abroad: A Symposium on the UN Convention on the Rights of the Child." 30 Capital University Law Review 657.

"The Limits if Secularism: Public Religious Expression in Moments of National Crisis and Tragedy." 78 Notre Dame Law Review 11.

DISPUTE RESOLUTION

"Court ADR 25 Years After Pound: Have We Found a Better Way?" Ohio State Journal of Dispute Resolution 93.

EMPLOYMENT LAW

"Garden Leave: A Possible Solution to the Uncertain Enforcement of Restrictive Employment Covenants." 102 Columbia Law Review 2291.

"White Collar Blues: The Proliferation of Employee Collective Actions for Unpaid Overtime Under the FLSA." 53 Labor Law Journal 165

INTERNATIONAL LAW

"Finding Justice in South Africa Labor Law: The Use of Arbitration to Evaluate Affirmative Action." 33 Case Western Reserve Journal of International Law 307.

LEGAL ETHICS

"Prohibiting the Execution of the Mentally Retarded." 53 Case Western Reserve Law Review 171.

"Scientific Evidence and the Ethical Obligations of Attorneys." 49 Cleveland State Law Review 421.

MEDICINE & THE LAW

"Criminal DNA Databank Statutes and Medical Research." 43 Jurimetrics 51.

"Zoning Law, Health, and Environmental Justice: What's the Connection?" 30 The Journal of Law, Medicine & Ethics 572.

MISCELLANEOUS BUT INTERESTING

"Military Commissions and the War on Terrorism." Litigation, Fall 2002, at 28.

"The Role of the Administrative Law Judge." Judges' Journal, Fall 2002, at 13.

THE PRACTICE OF LAW

"Bar Involvement: Benefits, Buy-In, and Billables." The Young Lawyer, January 2003, at 4.

"Help for 'Store Front' Lawyers." ABA Journal, January 2003, at 44.

"How to Spot the Client from Hell." Ohio Lawyer, January/February 2003, at 12.

"A New Way for Courts to Promote Professionalism." 86 Judicature 132.

"Stress by High Salary." Law Practice Management, January/February 2003, at 38.

TECHNOLOGY

"Computer Knowledge Essential for Attorneys in Specialized Practices." Cleveland Bar Journal, January 2003, at 22.

"The Easy Chair Rider." Trial, January 2003, at 24.

"The Internet Privacy Fallacy." The Computer & Internet Lawyer, January 2003, at 20.

"Web Conferencing: Enhancing Client Communications." GPSOLO, December 2002, at 36.

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LOG ON TO OUR CATALOG 24/7

1. Open the telnet software on your computer (for example: HyperTerminal)
2. Enter a name for the connection (for example: Stark County Law Library)
3. In the host address line, enter: sirsi.starklawlibrary.org
4. In the "connect using" box, choose TCP/IP
5. At the login prompt type "public" and at the password prompt type "public"
6. The program will then load, and this may take 1-2 minutes
7. Choose 1) Library Catalog
8. Follow the on-screen instructions to search for books by author, title or subject
9. To exit, choose "end" and "yes" to end the workstation session

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